

State of Arizona  
House of Representatives  
Forty-eighth Legislature  
Second Regular Session  
2008

# **HOUSE BILL 2816**

AN ACT

AMENDING SECTION 15-808, ARIZONA REVISED STATUTES; RELATING TO SCHOOL ATTENDANCE.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:  
2       Section 1. Section 15-808, Arizona Revised Statutes, is amended to  
3 read:

4           15-808. Technology assisted project-based instruction program;  
5           report

6       A technology assisted project-based instruction program shall be  
7 instituted on a pilot basis to meet the needs of pupils in the information  
8 age. Until June 30, 2003, the state board of education shall select up to  
9 four existing traditional public schools, at least one of which shall serve  
10 pupils in kindergarten programs and grades one through twelve, and beginning  
11 July 1, 2003, the state board of education shall select seven existing  
12 traditional public schools and the state board for charter schools shall  
13 select seven charter schools to participate in the program based on the  
14 following criteria:

15       1. The depth and breadth of curriculum choices.  
16       2. The variety of educational methodologies employed by the school and  
17 the means of addressing the unique needs and learning styles of targeted  
18 pupil populations, including computer assisted learning systems, virtual  
19 classrooms, virtual laboratories, electronic field trips, electronic mail,  
20 virtual tutoring, ~~on-line~~ ONLINE help desk, group chat sessions and  
21 noncomputer based activities performed under the direction of a certificated  
22 teacher.

23       3. The availability of an intranet or private network to safeguard  
24 pupils against predatory and pornographic elements of the internet.

25       4. The availability of filtered research access to the internet.

26       5. The availability of private individual electronic mail between  
27 pupils, teachers, administrators and parents in order to protect the  
28 confidentiality of pupil records and information.

29       ~~6. The availability of broadcast quality television production and~~  
30 ~~editing facilities on campus.~~

31       ~~7. The availability of faculty members who are experienced in~~  
32 ~~broadcast television production.~~

33       8. 6. The availability of faculty members who are experienced with  
34 computer networks, the internet and computer animation.

35       9. 7. The extent to which the school intends to develop partnerships  
36 with universities, community colleges and private businesses.

37       10. 8. The services offered to developmentally disabled populations.

38       11. 9. The grade levels that will be served by the program.

39       B. Notwithstanding subsection A of this section, any school that was  
40 previously approved to participate is required to reapply every five years  
41 for participation in the program. The state board of education and the state  
42 board for charter schools shall review the effectiveness of each  
43 participating school and other information that is contained in the annual  
44 report prescribed in subsection C of this section to determine whether to  
45 renew a school's participation in the technology assisted project-based

1 instruction program. At least eighty per cent of the pupils who are accepted  
2 each academic school year in each school participating in the program must  
3 have been previously enrolled in and attended a public school in the previous  
4 school year. ~~Kindergarten pupils shall not participate in the technology  
5 assisted project-based instruction program, except that a kindergarten pupil  
6 may participate in the program if the pupil has a sibling who is currently  
7 enrolled in and attending the program.~~ Pupils who participate in the program  
8 are subject to the testing requirements prescribed in chapter 7, article 3 of  
9 this title. Upon enrollment, the school shall notify the parents or  
10 guardians of the pupil of the state testing requirements. If a pupil fails  
11 to comply with the testing requirements and the school administers the tests  
12 pursuant to this subsection to less than ninety-five per cent of the pupils  
13 in the program, the pupil shall not be allowed to participate in the program.  
14

C. Each school selected by the state board of education to participate  
15 in the technology assisted project-based instruction program shall submit an  
16 annual report to the state board of education and the joint legislative  
17 budget committee. The state board of education and the state board for  
18 charter schools shall collaborate to develop a uniform reporting format to be  
19 used by all schools that participate in the program. Beginning July 1, 2003,  
20 each **CHARTER** school selected by the state board for charter schools to  
21 participate in the technology assisted project-based instruction program  
22 shall submit an annual report to the state board for charter schools and the  
23 joint legislative budget committee. The reports shall be submitted by August  
24 1 and shall include the following information:

1. A description of the educational services that are offered under  
26 the program and that specifically relate to the depth and breadth of the  
27 curriculum choices offered by the school.

2. A description of the effects of media and technology on the  
29 delivery of specific educational services to specific pupil populations.

3. Academic advancement as measured in grade level equivalents each  
31 academic year based on a standardized norm-referenced achievement test.

4. Data identified by the state board of education or the state board  
33 for charter schools, as appropriate, that compares the academic performance  
34 of pupils who participate in the technology assisted project-based  
35 instruction program with other pupils in this state and with pupils in that  
36 school who do not participate in the technology assisted project-based  
37 instruction program.

5. The results of a survey of pupil satisfaction with the program,  
39 including:

(a) Pupils' attitudes about delivery modalities employed by the  
41 school.

(b) Changes in pupils' attitudes toward learning in general.

(c) Changes in pupils' attitudes about their own ability to learn and  
44 about their own academic progress.

(d) Pupils' attitudes about the school they attend.

1       6. The results of a survey of parental satisfaction with the program,  
2 including:

3           (a) Parents' and their children's attitudes about the delivery  
4 modalities employed by the school.

5           (b) Changes in their children's attitudes about learning in general.

6           (c) Changes in their children's attitudes about their ability to learn  
7 and about their academic progress.

8           (d) Parents' and their children's attitudes about the school that the  
9 child attends.

10       7. A description of the availability and equitable distribution of  
11 educational services provided under the program, including specific  
12 descriptions of the effectiveness of technology tools and modalities used to  
13 address the needs of any underserved populations targeted by the school.

14       8. A description of the operational and administrative efficiency of  
15 the program.

16       9. A description of the cost-effectiveness of the program.

17       **10. A DESCRIPTION OF MECHANISMS IMPLEMENTED TO ENSURE ACADEMIC  
18 INTEGRITY OF PUPILS PURSUANT TO SUBSECTION J OF THIS SECTION.**

19       D. The state board of education and joint legislative budget committee  
20 shall collaboratively compile and evaluate the information submitted in the  
21 annual reports by schools participating in the pilot program, pursuant to  
22 subsection C of this section. The state board of education and the joint  
23 legislative budget committee shall report their findings to the governor, the  
24 speaker of the house of representatives and the president of the senate by  
25 November 15 of each year.

26       E. Each school selected for the technology assisted project-based  
27 instruction program shall ensure that a daily log is maintained for each  
28 pupil who participates in the program. The daily log shall describe the  
29 amount of time spent by each pupil participating in the program pursuant to  
30 this section on academic tasks. The daily log shall be used by the school  
31 district or charter school to qualify the pupils who participate in the  
32 program in the school's average daily attendance calculations pursuant to  
33 section 15-901.

34       F. If a pupil is enrolled in a school district or charter school and  
35 also participates in the technology assisted project-based instruction  
36 program, the sum of the average daily membership, which includes enrollment  
37 as prescribed in section 15-901, subsection A, paragraph 2, subdivisions (a)  
38 and (b) and daily attendance as prescribed in section 15-901, subsection A,  
39 paragraph 6, for that pupil in the school district or charter school and in  
40 the technology assisted project-based instruction program shall not exceed  
41 1.0, EXCEPT THAT IF THE PUPIL IS PARTICIPATING IN A JOINT TECHNOLOGICAL  
42 EDUCATION DISTRICT THE AVERAGE DAILY MEMBERSHIP SHALL NOT EXCEED 1.25. If  
43 the pupil is enrolled in a school district or a charter school and also  
44 participates in the technology assisted project-based instruction program and  
45 the sum of the daily membership or daily attendance for that pupil is greater

1 than 1.0 OR 1.25, AS APPLICABLE, the sum shall be reduced to 1.0 OR 1.25, AS  
2 APPLICABLE, and shall be apportioned between the school district, ~~or THE~~ charter school, ~~and~~ the technology assisted project-based instruction program  
3 ~~AND THE JOINT TECHNOLOGICAL EDUCATION DISTRICT~~ based on the percentage of  
4 total time that the pupil is enrolled or in attendance in the school  
5 district, ~~or THE~~ charter school, ~~and~~ the technology assisted project-based  
6 instruction program ~~AND THE JOINT TECHNOLOGICAL EDUCATION DISTRICT~~. PUPILS  
7 IN THE TECHNOLOGY ASSISTED PROJECT-BASED INSTRUCTION PROGRAM DO NOT INCUR  
8 ABSENCES FOR PURPOSES OF SECTION 15-901 AND MAY GENERATE AVERAGE DAILY  
9 MEMBERSHIP OF 1.0 OR 1.25, AS APPLICABLE, FOR ATTENDANCE DURING ANY HOUR OF  
10 THE DAY, DURING ANY DAY OF THE WEEK AND AT ANY TIME BETWEEN JULY 1 AND JUNE  
11 30 OF EACH FISCAL YEAR. The uniform system of financial records shall  
12 include guidelines for the apportionment of the pupil enrollment and  
13 attendance as provided in this subsection.

14 G. If at any time the superintendent of public instruction determines  
15 that a school district that was previously admitted to the technology  
16 assisted project-based instruction program is not meeting the criteria  
17 prescribed in subsection A of this section, the superintendent of public  
18 instruction may recommend that the state board of education replace that  
19 school district with a school district of the superintendent of public  
20 instruction's choice that meets the criteria prescribed in subsection A of  
21 this section. The state board of education shall consider and take formal  
22 action on the superintendent of public instruction's recommendation.

23 H. The enrollment of pupils ~~that participate~~ in the technology  
24 assisted project-based instruction program in each school that was previously  
25 approved to participate in the program shall not grow more than one hundred  
26 per cent in any fiscal year.

27 I. If the academic achievement of a pupil declines while the pupil is  
28 participating in the technology assisted project-based instruction program,  
29 the pupil's parents, the pupil's teachers and the principal or head teacher  
30 of the school shall confer to evaluate whether the pupil should be allowed to  
31 continue to participate in the program.

32 J. IN ORDER TO ENSURE THE ACADEMIC INTEGRITY OF PUPILS WHO PARTICIPATE  
33 IN THE PROGRAM, EACH TECHNOLOGY ASSISTED PROJECT-BASED INSTRUCTION PROGRAM  
34 SHALL INCLUDE AS PART OF ITS INSTRUCTIONAL PROGRAM MULTIPLE DIVERSE  
35 ASSESSMENT MEASURES AND PROCTORED ADMINISTRATION OF REQUIRED STATE  
36 STANDARDIZED TESTS.